

TITLE OF CASE		ATTORNEYS					
COMBUSTION ENGINEERING, INC., a corporation vs BLACK, SIVALLS & BRYSON, Inc. a corporation		For plaintiff: Arthur L. Wade P. O. Box 1710 Tulsa, Oklahoma 74101 Tele: A. C. 918 LU 4-5511 Fishburn, Gold and Litman Malcolm A. Litman Suite 1217, Commerce Bank Building Kansas City, Missouri 64106 Tele. A. C. 816, VI 2-1588 <					

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-22-70	Complaint filed and summons issued. ds	
4-28-70	Defendant's motion to dismiss, filed. ds	
4-28-70	Defendant's memorandum in support of its motion to dismiss, filed. ds	
4-28-70	Ordered by the Court that plaintiff respond to defendant's motion to dismiss within ten days with responsive brief. (AEB-J) ds	
4-28-70	Issued alias summons at request of plaintiff's attorney. e	
5-1-70	Appearance of additional attorneys for plaintiff, filed. ds	
5-1-70	Plaintiff's memorandum in opposition to defendant's motion to dismiss, filed. ds	
5-1-70	Summons, rtd & filed: served Black, Sivalls & Bryson, Inc. at Tulsa, 4-27-70. (USM \$5.64)g	
5-1-70	Summons, rtd & filed: served Black, Sivalls & Bryson, Inc. by serving L.J. O'Neill, Jr., Comptroller, at Ok. City, 4-23-70. (USM \$4.96)g	
5-26-70	Answer of the defendant, filed. and Counterclaim. b	
6-2-70	Ordered by the Court that the defendant is granted permission to withdraw its motion to dismiss. (Allen E. Barrow - Judge) b	
6-3-70	Plaintiff's reply to defendant's counterclaim, filed. b	
6-4-70	Parties to hold pre-trial prior to 7-7-70, and file pre-trial order not later than 7-12-70. (AEB-J)v	
6-18-70	Petition of parties to strike from pre-trial docket, filed. g	
6-18-70	Plaintiff's first interrogatories to defendant, filed. g	
6-22-70	Order to reset pre-trial, filed. (AEB-J) Parties granted an additional 60 days from 7-7-70 to comply with requirements. ds	
6-29-70	Deft's objections to certain interrogatories, filed. m (brief attached)	
7-1-70	Ordered that pltf. is directed to file responsive brief to deft's objections to certain interrogatories within 10 days. (AEB-J)m	
7-8-70	Deft's answers to pltf's first interrogatories 1-15, 17, 19-24, 26-74, and 76-95, filed. m	
7-10-70	Plaintiff's memorandum in support of certain interrogatories propounded by plaintiff, filed. ds	
7-20-70	Defendant's reply to plaintiff's memorandum in support of certain interrogatories propounded by plaintiff, filed. ds	
7-23-70	Defendant's first interrogatories to Plaintiff, filed. v	
8-20-70	Pltf's answers to deft's first interrogatories 1 thru 41, filed. m	
9-20-70	Defendant's answers to Plaintiff's amended interrogatories, 16, 18, 25 and 29, filed. ds	
8-27-70	Order sustaining Deft's objection to plft's Interrogatory 75, (AEB-J)v Filed	
9-2-70	Petition of parties to strike from pre-trial docket, filed. m	
9-2-70	Order to Reset Pre-Trial. (Counsel granted 60 days from 9-5-70 to comply.) (AEB-J)v	
11-3-70	Petition of parties to strike from pre-trial docket, filed. g	
11-4-70	Order granting additional 60 days from 11-5-70 to hold pre-trial, filed. (AEB-J)g	
1-4-71	Defendant's second interrogatories to plaintiff, filed. ds	
1-4-71	Pltf's petition to strike from pre-trial docket, filed. m	
1-5-71	Petition to strike from pre-trial docket of parties, filed. m	
1-6-71	Order to reset pre-trial. Counsel is granted an additional 60 days from 1-4-71 to comply with the requirement of a pre-trial without presence of the Judge. (AE B-J)r <i>Revised Mailed</i>	
1-8-71	Defendant's request for admissions, filed. ds	

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DATE	PROCEEDINGS	Date Order or Judgment Noted
1-26-71	Deposition of Robert W. Coggins, on behalf of the defendant, taken on December 16 and 17, 1970, before Frank L. Peterson. Fee \$180.20 paid by the Defendant. Filed. r	
1-26-71	Deposition of Ernest Clifton Hill, on behalf of the defendant, taken on December 16, 1970, before Frank L. Peterson. Fee \$156.00 paid by Defendant. Filed. r	
1-28-71	Pltf's answers to deft's second interrogatories 1 thru 21, filed. m	
2-5-71	Plaintiff's Admissions in Response to Defendant's requests filed. h	
3-4-71	Petition to strike from pretrial docket, filed. ds	
3-15-71	Order to Reset Pre-Trial, granting an additional sixty (60) days from March 5, 1971, to comply with requirements of a pre-trial. AEB-J)r Filed.	
4-6-71	Request for Admission, filed by the Plaintiff. filed. r	
4-28-71	Petition to strike from pre-trial docket, filed by plaintiff and defendant. ds	
4-30-71	Defendant's answers to plaintiff's request for admissions, filed. ds	
4-30-71	Order to reset pre-trial,=filed, granting parties 60 days from 5-4-71 to file pre-trial order. (AEB-J)m (copies mailed)	
5-24-71	Defendant's third Interrogatories to plaintiff filed.h <i>letter mailed</i>	
5-26-71	Pltf's motion to determine the sufficiency of answers, filed. m	
5-26-71	Ordered that deft. file responsive brief to above motion within 10 days. (AEB-J)m	
5-26-71	Plaintiff's second request for admissions, filed. m	
6-4-71	Defendant's brief in response to plaintiff's motion to determine the sufficiency of answers, filed. ds	
6-4-71	Defendant's amended answers to plaintiff's requests for admission Nos. 41, 98, 99 and 114-121, filed. ds	
6-9-71	Defendant's answers to plaintiff's second request for admission, filed. ds	
6-15-71	Plaintiff's answers to defendant's third interrogatories to plaintiff, filed. ds	
6-18-71	Plaintiff's second interrogatories to defendant, filed. ds	
6-28-71	Petition to Striken from Pre-trial docket filed by defendants & plaintiffsh	
7-1-71	Ordered that at request of parties, pre-trial order is continued from 7-3-71 for 120 days. Further ordered that parties are notified that the Court will look with disfavor on any further requests for extensions. (AEB-J)m	
7-9-71	Notice of Depositions(Robert E. McMinn) by Plaintiff, filed. js	
7-12-71	Defendant's answers to plaintiff's second interrogatories to defendant, filed. ds	
8-17-71	Deposition of Robert E. McMinn, on behalf of plaintiff, taken by Hayden M. Addington, filed. (\$235.00 pd by plaintiff) ds	
8-30-71	Order overruling plaintiff's motion to determine sufficiency of answers, same now being moot, filed. (AEB-J)g cpies mailed.	
10-4-71	Motion of plaintiff for order compelling discovery, filed.g	
10-4-71	Brief in support of motion for order compelling discovery, filed. g	
10-4-71	Defendant to file responsive brief within 10 days. (AEB-J)g	
10-5-71	Notice of Deposition of John A. Patejdl, on 10-12-71, filed. r	
10-15-71	Defendant's brief in opposition to plaintiff's motion for order compelling discovery, filed. ds	
10-15-71	Affidavit of Robert E. McMinn, filed. ds	
10-20-71	Plaintiff's reply to defendant's brief in opposition to plaintiff's	

DATE	PROCEEDINGS	Date Order or Judgment Noted
	motion for order compelling discovery, filed. ds	
10-26-71	Petition to strike from pretrial docket, filed. ds	
11-1-71	Order to reset pretrial in 20 days from 11-3-71, filed. (AEB-J) ds	<i>Copies Mailed</i>
11-11-71	Ordered by the Court that pretrial reset in 100 days from November 23, 1971 (AEB-J). js	
1-25-72	Ordered that Magistrate conduct hearing on pltf's motion for order compelling discovery. (AEB-J)hm	
1-25-72	Hearing held on pltf's motion for order compelling discovery. Motion is sustained & pltf. to prepare recommendation & order within 10 days. Interrogatories 1&2 re-submitted & re-answered. Atty. for deft. to re-draw answers within 10 days. (MLB-Mag)hm	
2-3-72	Defendant's additional answers to plaintiff's second interrogatories to defendant, filed. ds	
2-7-72	Findings and recommendations of the magistrate, filed. ds	
2-7-72	Order filed, that defendant is granted ten days to serve additional answers or otherwise respond to plaintiff's 2nd interrogatories. (AEB-J) ds	
2-11-72	Motion of the Plaintiff for Further Order Compelling Discovery, filed. v	
2-11-72	Motion of the Plaintiff for an award of Expenses of Motion filed. v	
2-11-72	Motion of the Plaintiff for Order to Reset Pre-Trial, filed. v	
2-11-72	Brief in Support of: Motion for further order compelling Discovery Motion for an award of Expenses of Motion, and Motion for Order to Reset Pre-Trial, filed. v	
2-11-72	Ordered by the Court that the Deft. is granted 10 days to respond to Plaintiff's following Motions: (1.) Motion for further order compelling discovery, (2.) Motion for an award of Expenses of Motion, and (3.) Motion for Order to Reset Pre-Trial. (AEB-J)v	
2-22-72	Deft's motion for award of expenses incurred in opposing motion, filed. hm	
2-22-72	Deft's brief in opposition to pltf's motion for further order compelling discovery and motion for an award of expenses of motion, and in support of deft's motion for award of expenses incurred in opposing motion, filed. hm	
8-21-72	Notice of appearance of Lyon & Lyon on behalf of defendant, filed. g	
8-23-72	Ordered that Magistrate conduct hearing on pltf's motion for further order compelling discovery, pltf's motion for an award of expenses of motion, pltf's motion for order to reset pre-trial & defts' motion for award of expenses incurred in opposing motion. (AEB-J)hm	
8-23-72	Case called for hearing on above-mentioned motions & hearing passed to 9-13-72 at 10:00 a.m. (MLB-Mag)hm	
9-13-72	Hearing held on above motions. Pltf's motion for further order compelling discovery sustained; pltf's motion for award of expenses of motion granted in the amt. of \$150.00; pltf's motion for order to reset pretrial denied; deft's motion for award of expenses incurred in opposing motion denied. Pltf. counsel to prepare recommendations. (MLB-Mag)hm	
9-13-72	Recommendations of Magistrate, filed. (MLB-Mag)hm (copies mailed)	
10-2-72	Order filed. Pltf's Motion for order compelling discovery and Motion for an award of expenses of motion are sustained; Pltf's Motion for an order to reset p-t is denied; Deft's Motion for an award of expenses incurred in opposing motion is denied; Pltf is granted an award of expenses of	

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D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	Date Order or Judgment Noted
	motion in sum of \$150.00; Deft is granted 10 days to serve additional answers or otherwise respond to pltf's 2nd Interrog. to deft Nos. 1 and 2 served 6-18-71. Filed. (AEB-J)r (Copies mailed to all attys)	
10-2-72	Consent Judgment, filed and entered. Complaint is dismissed w/prejudice; Counterclaims are dismissed w/o prejudice subject to being reinstated if license to pltf under U.S. Patent No. 3,105,748 and dated 9-18-72 is terminated, and each party shall pay its own costs, filed and Entered. (AEB-J)r (Copies mailed to all attys)	

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